IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE THIRTY FIRST DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 15528 of 2004

Between:

1 CH. Hanumanthu, S/o CH. Kurmaiah,
Under M. Chandrasekhara Reddy, Electrical Contractor, 33/11/KV Sub-Station of Central Power Distribution Company of Andhra Pradesh Ltd, Ithole, Tadoor (M), Mahabubnagar Dist.
2 Md. Mustafa Ahmed, S/o Md. Gulam Dastageer,
Under control of G.Manohar, Contractor, 33/11/KV Sub- Station of Central Power Distribution Company of Andhra Pradesh Ltd, Amrabad, Mahabubnagar District.
3 Iqbal Ahmed, S/o Maqbul Ahmed,
Under control of G.Manohar, Contractor, 33/11/KV Sub- Station of Central Power Distribution Company of Andhra Pradesh Ltd, Lingala Village & Mandal, Mahabubnagar District.
4 S.Jahangeer Pasha, S/o Moinuddin,
Under control of M. Chandrasekhara Reddy, Electrical Contractor, Central Power Distribution Company of Andhra Pradesh Ltd, Nagarkurnool, Mahabubnagar District.

..... PETITIONERS

AND

1 The Chairman and Managing Director, A.P. Central Power Distribution Corporation Ltd, Hyderabad.
2 The Superintending Engineer, A.P. Central Power Distribution Corporation Ltd, Operation Circle, Mahabubnagar District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction, particularly one in the nature of Writ of Mandamus, directing the respondents to appoint the petitioners in suitable regular posts as per Bp.(P&G. Per) Ms.No. 36 dated 18-5-1997 issued by the Member Secretary of the A.P.S.E. Board.

Counsel for the Petitioners:MR.KUSURI.SATYANARAYANA

Counsel for the Respondents: MR.S.RAVINDRANATH

(SC for A.P.C.P.D.C.L.)

The Court made the following:

ORAL ORDER:

This writ petition is filed by the petitioners directing the respondents to appoint them in suitable regular posts as per the proceedings B.P.(P&G.Par) Ms.No.36, dated 18-5-1997 issued by the first respondent.

The grievance of the petitioners is that they have been in service of the first respondent-company through the contractors at its sub-stations since a long time. It is submitted that the petitioners filed a representation to the second respondent requesting to consider their case for relaxation of the age limit, but the second respondent rejected the same and issued proceedings B.P.(P&G.Par)Ms.No.36, dated 18-5-1997 towards long standing contract labourers who are eligible for regularization. It is further submitted by the petitioners that they made a representation dated 24-1-2004 to the respondents to regularize their service as per B.P.Ms.No.36, dated 18-5-1997, but the respondents did not pass any orders on their representation. Therefore, they approached this Court seeking a direction to the respondents to pass appropriate orders on their representation regarding their request for regularization as contract labourers.

In the light of the circumstances explained by the petitioners, the respondents are directed to consider the representation of the petitioners dated 24-1-2004 keeping in view the B.P.(P&G.Par)Ms.No.36 dated 18-5-1997 and pass appropriate orders according to the existing rules within two months from the date of receipt of a copy of this order.

The writ petition is accordingly, disposed of. No costs.

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31-08-2004

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Chairman and Managing Director, A.P. Central Power Distribution Corporation Ltd, Hyderabad.
2 The Superintending Engineer, A.P. Central Power Distribution Corporation Ltd, Operation Circle, Mahabubnagar District.

3. 2 CD copies.